

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
NORTHERN DIVISION

## **MEMORANDUM AND ORDER**

This matter is before the Court on defendants William Jones and James Hurley's motion to dismiss plaintiff's official-capacity claims. Plaintiff sues defendants in their individual capacities only. Therefore, the motion is moot.

Accordingly,

**IT IS HEREBY ORDERED** that defendants' motion to dismiss (Doc. 25) is **DENIED** as moot.

Dated this 17th day of August, 2017

Henry Edward Autrey  
HENRY EDWARD AUTREY  
UNITED STATES DISTRICT JUDGE